

PATENTANWALT  
Dipl. Ing. Mag. MICHAEL BABELUK  
EUROPEAN PATENT AND TRADEMARK ATTORNEY

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Patentanwalt BABELUK, Mariahilfer Görtel 39/17, A-1150 Wien

**EINSCHREIBEN**

Herr  
Dr. Sarolf SAUER  
Lainzer Str. 64  
1130 WIEN

Mein Zeichen / My Ref.:

00997  
Ba/Sc

Ihr Zeichen / Your Ref.:

Wien:

2001 02 12

**USA: Patentanmeldung 09/446.128 aus PCT/EP98/03349**  
**"Glaspartikel"**

Sehr geehrter Herr SAUER!

Ich schreibe Ihnen im Auftrag der STARSHINE GLASTECHNOLOGIE GMBH, die ich in Patentangelegenheiten verrete.

Beiliegend finden Sie bitte die relevanten Unterlagen zum amerikanischen Teil der obigen PCT-Anmeldung. Die amerikanische Patentanmeldung Nr. 09/446.128, die am 30. Dezember 2000 eingereicht worden ist, stellt die nationale Phase der PCT/EP98/03349 (WO 99/01394) dar.

Wie Sie wissen ist zur rechtmäßigen Einleitung der nationalen Phase die Unterzeichnung einer Declaration durch alle Erfinder und somit auch durch Sie notwendig. Ich bitte Sie um Rücksendung des unterzeichneten Formulars bis zum

**19. Februar 2001.**

Für etwaige Fragen stehe ich Ihnen gerne zur Verfügung.

Anlage:  
Declaration  
PCT-Anmeldung

Mit freundlichen Grüßen



Michael Babeluk

PATENT ATTORNEY  
MICHAEL BABELUK, Certified Engineer  
EUROPEAN PATENT AND TRADEMARK ATTORNEY

Patent Attorney BABELUK, Mariahilfer Gürtel 39/17, A-1150 Vienna

**Registered letter**

Dr. Sarolf SAUER  
Lainzerstr. 64  
1130 Vienna

My Ref:  
00997  
Ba/Sc

Your Ref:

Vienna  
February 12, 2001

**USA: Patent application 09/446.128 from PCT/EP98/03349 "Glass Particles"**

Dear Mr. SAUER:

I am writing to you on behalf of STARSHINE GLASTECHNOLOGIE GMBH, which I represent on patent issues.

You will find attached the relevant documents to the American (US) part of the above-mentioned PCT application. The US patent application No. 09/446.128, submitted on December 30, 2000, is the national phase of PCT/EP98/03349 (WO 99/01394).

As you know, the signing of a declaration is necessary for all inventors – and therefore also by you – for legal opening of the national phase. I kindly request return of the signed documents by

February 19, 2001.

I will be gladly at your disposal for any questions.

With best regards,

[signed]  
Michael Babeluk

Encl:  
Declaration  
PCT application

19 FEB '01 13:31 RA DR. INGRID WEISZ 431 406005222

S. 2

RECHTSANWÄLTIN

DR. INGRID WEISZ LL.M.  
ATTORNEY AT LAW, NEW YORK

FLORIANIGASSE 7/9  
A-1080 WIEN

EINGEGANGEN AM:

19. Feb. 2001

Patentanwalt  
Dipl.-Ing. Mag. Michael Babeluk

Dipl. Ing. Mag. Michael Babeluk  
Patentanwalt  
Mariahilfer Gürtel 39/17  
1150 Wien

Wien 19.02.2001  
dlw2 0102024

Dr. Sarolf Sauer - Starshine Glasstechnologie GmbH  
Patentanmeldungen 09/446.137 (Glasfolien) und 09/446.128 (Glaspartikel)

Sehr geehrter Herr Dipl. Ing. Babeluk!

Hiermit gebe ich bekannt, daß ich Herrn Dr. Sarolf Sauer rechtsfreundlich vertrete.  
Ich bitte, allfällige künftige Korrespondenz ausschließlich zu meinen Händen zu richten.

Mein Mandant übergibt mir Ihre zwei Schreiben je vom 12.02.2001 zur Beantwortung. Zu diesen teile ich mit, daß mein Mandant die geforderten Unterschriften aus den bereits bekannten Gründen - ich verweise auf die Vorkorrespondenz mit RA Dr. Neher - nicht leisten wird. Diese Gründe hat mein Mandant im Juli vergangenen Jahres auch direkt dem Commissioner of Patents and Trademarks in Washington mitgeteilt.

Mit freundlichen Grüßen

Dr. Ingrid Weisz

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EMAIL: weisz@magnet.at

ERSTEBANK, BLZ 20111, KTO NR. 004-56705

FEBRUARY 15, 2001 13:31 DR. INGRID WEISZ, ATTORNEY 431 406005222 Page 2

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DR. INGRID WEISZ, LL.M.  
ATTORNEY AT LAW, NEW YORK

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Received on:

February 19, 2001  
Patent Attorney  
Michael Babeluk, Certified Engineer

Michael Babeluk, Certified Engineer  
Patent Attorney  
Mariahilfer Gürtel 39/17  
1150 Vienna

Vienna, February 19, 2001  
[illegible] 0102024

Dr. Sarolf Sauer – Starshine Glastechnologie GmbH  
Patent application 09/446.137 (Glass Foils) and 09/446.128 (Glass Particles)

Dear Mr. Babeluk:

I hereby declare that I am assuming legal representation for Dr. Sarolf Sauer. I kindly request you forward exclusively into my hands any future correspondence.

My client has given to me for my response your two pieces correspondence, both dated February 12, 2001. In reference (to these pieces of correspondence) I am informing you that my client will not execute the requested signatures for the already known reasons – I am referring to prior correspondence with attorney Dr. Neher. In July of last year, my client forwarded these reasons (arguments) directly to the Commissioner of Patent and Trademarks in Washington, D.C.

With best regards,

[signed]  
Dr. Ingrid Weiss

(App. A)

## Patent Attorneys

A. Wasmeier, Certified Engineer

H. Graf, Certified Engineer

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Patent Attorneys Postfach 10 08 26 93008 RegensburgDr. Sarolf Sauer  
Lainzerstr. 64A-1130 Vienna  
Austria

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Your ref.	Your letter	Our ref.	Date
		K/pa 19.312	June 30, 2000 gr-schü

PCT application PCT/EP 98/03348

Title: "Process and device for producing glass foils and composite bodies produced thereof"

Applicant: Starshine Glastechnologie GmbH (formerly: Christian Klepsch Glastechnologie GmbH)

Subject: Continuation of PCT application in the US

Dear Dr. Sauer:

As you probably know, we are representing the firm Starshine Glastechnologie GmbH in this PCT application.

You were named as the inventor in this application. We still need the "declaration" signed by you for the continuation of the application in the US (US file number 09/446,137). We ask you therefore to sign this "declaration" at the places marked by pencil and to send it back to us. The issue in this case is merely that you confirm being the inventor of the present subject – there will be no costs for you.

Waiting for your quick response – I remain with best regards,

H. Graf

Enclosure:

1 declaration (please return signed)

(App. B)

Attorney at Law

DR. HANS-PETER NEHER

Copy

Dr. Ingrid Weiss  
Attorney at Law

Florianigasse 7/9  
1080 Vienna

stu/Bad Ischl, July 7, 2000

[Subject]  
Starshine Glastechnologie GmbH/  
KGT Klepsch Glastechnologie GmbH

Dear Colleague:

In the subject mentioned above, I am referring to our telephone conversation of July 7, 2000, and I am forwarding to you in the enclosure the correspondence of the patent attorney H. Graf, Certified Engineer, dated June 27, 2000, including the two declarations for the patent applications to be signed by Dr. Sauer and the power of attorney.

I request the immediate execution of the signature by Dr. Sauer and return (of documents) since the two declarations are to be presented to the US Patent Office not later than August 12, 2000.

Should Dr. Sauer refuse to add his signature, then I request immediate notification and a brief explanation.

I thank you for your efforts and remain with best regards,

2 declarations for patent applications including power of attorney  
Correspondence of H. Graf, Certified Engineer, dated June 27, 2000